



What is Section 321?

Section 321(a)(2)(C) of the Tariff Act of 1930, as amended, authorizes CBP to provide an administrative exemption to admit free from duty and tax shipments of merchandise (other than bona fide gifts and certain personal and household goods) imported by one person on one day having an aggregate fair retail value in the country of shipment of not more than \$800. This exemption is known as a *de minimis* entry. CBP has created Section 321 programs to enable the agency to monitor and protect against illegitimate trade while providing the public the benefits of duty free shipments for qualified imports.

Program Overviews

Section 321 Data Pilot

CBP is conducting a voluntary pilot to test the utility of accepting advance data from e-commerce supply chain partners, including online marketplaces, for risk segmentation purposes. Data will be collected in the Automated Targeting System (ATS).

ACE Entry

CBP is conducting a voluntary test of a Section 321 *de mini-mis* commercial entry process through the creation of the new Entry Type “86.” Entry Type 86 allows customs brokers and self-filers to electronically submit *de minimis* entries through ABI, including those subject to PGA data requirements for clearance.

Why did CBP develop these programs?

The purpose of this pilot is to more clearly and accurately identify the entity causing the 321 shipment to move, the final recipient, and the contents of the package.

The purpose of this test is to provide greater visibility into the *de minimis* universe for both CBP and PGAs while ensuring regulatory requirements are met.

What are the benefits of these programs?

Pilot data transmitted in advance of arrival in the U.S. will help CBP target high-risk shipments for inspection as well as expedite the clearance of low-risk shipments.

Creation of the new informal entry type 86 allows for customs brokers and self-filers to electronically submit entries with a limited data set that is exempt from duty, taxes and fees.

When will CBP launch these programs?

Program will commence **no sooner than...**

August 22, 2019

September 28, 2019

Who can participate?

Pilot is currently limited to 9 participants; eligible applicants include carriers, brokers, freight forwarders, and online marketplaces.

Test is open to all customs brokers and self-filers.

Where can I find the Federal Register Notice?

<https://www.federalregister.gov/documents/2019/07/23/2019-15625/section-321-data-pilot>

<https://www.federalregister.gov/documents/2019/08/13/2019-17243/test-concerning-entry-of-section-321-low-valued-shipments-through-automated-commercial-environment>

For Further Information Contact:

Laurie Dempsey, Director, IPR & Ecommerce Division at laurie.b.dempsey@cbp.dhs.gov or 202-615-0514 and **Daniel Randall**, Branch Chief, Manifest & Conveyance Security at 202-344-3282.

Randy Mitchell, Director, Commercial Operations, Revenue and Entry Division at randy.mitchell@cbp.dhs.gov or 202-325-6532 or OTEntrySummary@cbp.dhs.gov.

To apply, contact ecommerce@cbp.dhs.gov.

CBP Publication: 0941-0919